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MONTANA CONSTITUTIONAL
CONVENTION

SIXTH ANNUAL REPORT
of the
MONTANA HORSE RACING COMMISSION

STATE DOCUMENTS

TO HIS EXCELLENCY, FORREST H. ANDERSON, GOVERNOR OF MONTANA:

The Montana Horse Racing Commission respectfully wishes to transmit the following account of its stewardship for the calendar year, January 1, 1970 through December 31, 1970, in accordance with Section 62-504, R.C.M. 1947.

The 1970 racing season was comprised of seventy (70) days of racing and resulted in a total mutuel handled of \$1,775,191, representing an increase of \$290,429 over the year 1969, or an increase of 19.56%.

The following racing dates were granted and track licenses issued by the Commission for the 1970 racing season:

Cow Capital Turf Club, Miles City	May 9,10,16,17
North Central Racing Ass'n., Fort Benton	May 24,30,31 June 7,14,21,27,28
Capital City Horse Racing Ass'n., Helena	July 3,4,5,10,11,12
Old Fashioned Fourth, Sidney	July 3,4,5
Marias Fair, Shelby	July 16,17,18,19
Central Montana Fair, Lewistown	July 22,23,24
State Fair, Great Falls	July 26,27,28,29,30,31 August 1,2
Midland Empire State Fair, Billings	August 5,6,7,8,9,10,11
Northeast Montana Fair, Glasgow	August 6,7,8,9
Rosebud County Fair, Forsyth	August 12,13,14
Northwest Montana Fair, Kalispell	August 13,14,15,16
Fallon County Fair, Baker	August 15,16
Western Montana Fair, Missoula	August 19,20,21,22

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Dawson County Fair, Glendive	August 22,23
Chouteau County Fair, Fort Benton	August 29,30
Ravalli County Fair, Hamilton	August 27,28,29
Belgrade (Tentative)	September 5,6,7,12,13 19,20,26,27

A total of 1,133 licenses were issued to persons connected with racing in 1970. Sixteen (16) tracks were licensed and five (5) stable names were registered, yielding a total of \$5,720.

The following is a breakdown of registration and licenses issued:

Owners	189	\$945.00
Trainers	67	335.00
Owner-Trainers	228	2,280.00
Jockeys	63	315.00
Jockey-Agents	7	70.00
Apprentice Jockeys	9	45.00
Officials	90	466.00
Occupations	478	1,204.00
Stable Registrations	5	50.00
Tracks	16	0.00
Total Licenses & Fees	1,133	\$5,720.00

A total of 229 races, for 39% of all races in 1970, were won by Montana bred winners, resulting in payment of \$3,705.87 to the breeders of such horses.

The Commission is in the process of redrafting its Rules and Regulations in the drug area so that it may achieve just, speedy, and inexpensive determination in all drug cases.

There were 54 positive urine tests in 1970, compared with 32 for 1969, broken down as follows:

Polyethylene Glycol (P.E.G.)	47
Thiamine	1
Purple Organic Dyes	2
Procaine	1
Phenylbutazone	2
Amphetamine type Drug	1

In the amphetamine type drug case, Mr. Thomas Williams was suspended from racing in Montana for three years. After a positive test of phenylbutazone, Mr. Ken Butts was suspended for 90 days. Mr. William P. Giles was suspended for 45 days and fined \$100.00 for having a hypodermic syringe in his possession. Mr. Lon Marsh



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was fined \$100.00 and suspended from racing from July 28, 1970 through July 20, 1971, for having an electrical device in his possession. Mr. Marsh was later reinstated as of December 28, 1970. Mr. Dick Anderson was fined \$100.00 for having an electrical stock prod in his possession. Mr. Ernest L. Mutch was fined \$100.00 and suspended for 30 days for having a hypodermic instrument in his possession. Mr. Robert Strain was suspended for 60 days and later appealed this suspension to the District Court. It was the decision of the Court that no action should be taken against him. Mr. Walter Banis, who was fined \$100.00 and suspended, upon the recommendation of the Attorney General's office, who found insufficient evidence against Mr. Banis, that no Court action should be taken, was relieved of his fine and suspension.

One owner, Larry Canada, was suspended for the balance of the meet for violation of Rule 27, financial responsibility.

It was the decision of the Commission that no action be taken against any of the P.E.G. positive tests. In this respect, the Commission determined that polyethylene glycol (P.E.G.) would be legal. The Strain case, above, in which the Commission was involved in Court, determined that P.E.G. does not mask other drugs, does not affect the speed of the horse, and does not indicate a horse has been injected. If positive tests showing quantities of P.E.G. or vitamins are regularly found in tests from a given trainer, the problem will be discussed with the trainer. If satisfactory answers and solutions cannot be reached, the Commission will assign an investigator to that trainer.

The Commission will be relentless in its efforts to supervise and regulate pari-mutuel operations to make them virtually free from error. It is the feeling of the Commission that the best way to do this is to assess fines against pari-mutuel operators that have excessive errors. The track or mutuel operators should in all cases be penalized when a shortage to the betting public is involved.

The Commission, through the cooperation of the Thoroughbred Racing Protective Bureau, and Spencer Drayton, its President, has been able to secure lip tattooing and identification equipment at no cost to the State of Montana. The Commission feels that this positive identification through lip tattooing makes it virtually impossible to defraud the betting public by running in a ringer.

One of the Commissioners, Dr. Larry Elison, tendered his resignation in December of 1970. Dr. Elison, who is a faculty member at the Montana School of Law, Missoula, has been granted a sabbatical leave from the University of Montana and will be leaving shortly for Sidney, Australia, where he plans to teach law for one year.

The general offices of the Commission have been moved to Helena, Montana, from Shelby. It is the feeling of the Commission that a Helena location is more centralized for the Commissioners, and that it would be a more permanent location, not affected by a change

in Commission membership. The new address of the Commission is 332 Fuller Avenue, Helena. Mrs. Gwen Blacker, of that address, is the new Executive Secretary of the Commission; she assumed the duties of that position on December 1, 1970.

The Commission acknowledges gratefully the assistance and cooperation of the State Auditor, the State Treasurer, the State Department of Administration, the Montana Veterinary Medical Association, the Livestock Sanitary Board, the Livestock Commission, and other public officials, as well as various persons connected with racing, the news media, and the public. This cooperation has been instrumental in helping the Commission to promote and conduct good racing in Montana.

It is with pleasure that this Commission extends its special thanks to Governor Forrest H. Anderson for his kind and patient cooperation and guidance.

Respectfully submitted,

MONTANA HORSE RACING COMMISSION

N. R. Kalbfleisch, Chairman
Larry M. Elison
Bill A. Fisher

Mrs. Gwen Blacker
Executive Secretary

MONTANA HORSE RACING COMMISSION

PARI-MUTUEL REPORT 1970

TRACK	DAYS	TOTAL HANDLE	DAILY AVERAGE	TRACK COMMISSION	RACING COMMISSION	BREAK- AGE	RETURNED TO PUBLIC	PERCENT RETURN
Miles City	4	\$ 41,899.00	\$10,474.75	\$ 7,960.81	\$ 418.99	\$ 511.60	\$ 33,009.80	78.78
Fort Benton	8	119,662.00	14,957.75	22,735.78	1,196.62	1,184.70	93,774.80	78.37
Helena	6	211,223.00	35,203.83	40,132.37	2,112.23	2,483.70	166,311.29	78.74
Sidney	3	12,008.00	4,002.67	2,281.52	120.08	143.00	9,474.20	78.90
Shelby	4	55,433.00	13,858.25	10,532.27	554.33	802.60	43,504.90	78.48
Lewistown	3	12,880.00	4,293.33	2,447.20	128.80	164.80	10,070.40	78.21
Great Falls	8	596,736.00	74,592.00	113,379.84	5,967.36	7,296.10	470,092.70	78.78
Billings	7	392,967.00	56,138.14	74,663.73	3,929.67	4,493.00	309,881.00	78.80
Glasgow	4	16,704.00	4,176.00	3,173.76	167.04	(373.20)	13,736.40	82.23
Forsyth	3	5,434.00	1,811.33	1,032.46	54.34	(18.20)	4,365.40	80.33
Kalispell	4	87,321.00	21,830.25	16,590.99	873.21	1,303.50	68,898.80	78.90
Baker	2	7,594.00	3,797.00	1,442.86	75.94	90.60	6,007.60	79.11
Missoula	4	122,474.00	30,618.50	23,270.06	1,224.74	1,727.50	96,159.80	78.51
Glendive	2	9,570.00	4,785.00	1,818.30	95.70	111.60	7,646.80	79.90
F.B.Fair	2	8,732.00	4,366.00	1,659.08	87.32	118.80	6,866.80	78.64
Hamilton	3	35,744.00	11,914.67	6,791.36	357.44	466.80	28,238.50	79.00
N.C.R. Assn								
Shelby	3	38,810.00	12,936.67	7,373.90	388.10	532.90	30,597.90	78.84
TOTAL		701,775,191.00	25,359.87	337,286.29	17,751.91	21,039.80	1,398,637.09	78.77



